

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of

KENTUCKY CABLE TELEVISION)
ASSOCIATION, INC.)
COMPLAINANT)
v.) CASE NO. 8973
SOUTH CENTRAL BELL TELEPHONE)
COMPANY)
DEFENDANT)

-and-

KENTUCKY CABLE TELEVISION)
ASSOCIATION, INC.)
COMPLAINANT)
v.) CASE NO. 8982
GENERAL TELEPHONE COMPANY)
OF KENTUCKY)
DEFENDANT)

-and-

KENTUCKY CABLE TELEVISION)
ASSOCIATION, INC.)
COMPLAINANT)
v.) CASE NO. 9024
CINCINNATI BELL INC.)
DEFENDANT)

ORDER

On May 15, 1984, Louisville Gas and Electric Company ("LG&E"), by counsel, filed its Petition for Limited Intervention, or in the Alternative, Full Intervention. The Motion states, among other things, that LG&E is a party to Administrative Case No. 251, Administrative Case No. 251-26 and the subsequent appeal of the September 17, 1982 Commission Order

in Administrative Case No. 251 to the Franklin Circuit Court, that the complaints herein appear to raise issues which may affect LG&E's cable attachment filings in Administrative Case No. 251-26 and Case No. 9043 and future revised tariff filings, and that its basic interest in this consolidated proceeding is the effect it may have upon LG&E's filing in Administrative Case No. 251-26 and Case No. 9043. The Motion further states that LG&E has an inherent interest in the tariff methodology promulgated by the Commission in Administrative Case No. 251 and that LG&E has a special interest in this consolidated proceeding to the extent that the Commission may address Administrative Case No. 251 methodology. Accordingly, LG&E requests that it be granted limited intervention or, should the proceeding develop into a re-examination of the issues of methodology and jurisdiction, it requests that it be granted full intervention status.

On May 17, 1984, Kentucky Power Company ("Kentucky Power"), by counsel, filed a Motion to Intervene stating that it was a party to the proceedings under which the Commission developed the basis for designing pole attachment tariffs and that it has an abiding interest in any case pending before the Commission in which the formula could be revised.

On May 29, 1984, the Kentucky Cable Television Association ("KCTA"), by counsel, filed a Memorandum in Opposition to LG&E's Motion stating, among other things, that KCTA has elected to challenge only the tariffs of the three telephone utilities, that it does not oppose the other tariffs including that of LG&E, that no order entered by the Commission will have an effect on these

other tariffs, and that KCTA does not seek an overall revision of methodology but only its review as it impacts the pole attachment rates of the three telephone utilities. Accordingly, KCTA requests that the Motion be denied.

On May 29, 1984, KCTA filed a similar Memorandum in response to the Motion of Kentucky Power.

The Commission, having considered the Petition, Motion, Memoranda and being advised, is of the opinion and finds that LG&E and Kentucky Power should be granted limited intervention in this consolidated proceeding; however, the Commission would point out that the formal conference scheduled June 8, 1984, at 10:00 a.m., Eastern Daylight Time, is for the purpose of discussing computations used by South Central Bell Telephone Company, General Telephone Company of Kentucky, and Cincinnati Bell Inc. in applying the methodology established by the Commission in Administrative Case No. 251 and is not for the purpose of re-examining the basic methodology.

IT IS THEREFORE ORDERED That LG&E and Kentucky Power be and they hereby are granted limited intervention.

Done at Frankfort, Kentucky, this 6th day of June, 1984.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Secretary